

REGULAR CITY COUNCIL MEETING
APRIL 24, 1989

PRESENT

Ruth Hansen	Mayor
Gayle Bunker	Council Member
David Church	Council Member
Don Dafoe	Council Member
Rex T. Harris	Council Member

ABSENT

Wesley Bloomfield	Council Member
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OTHERS PRESENT

Dorothy Jeffery	City Recorder
Richard Waddingham	City Attorney
Neil Forster	Public Works Director
Rita Byrd	Public Works Secretary
Virginia Taylor	Deputy Recorder
Bryce Ashby	Fire Chief
Doyle Bender	City Treasurer
Paul Mitchell	Police Officer
Mr. & Mrs. Clark Johnson	City Residents
Grant Nielson	
Bryan Nielson	City Resident

Mayor Hansen called the meeting to order at 7:00 p.m. Dorothy Jeffery, City Recorder, acted as secretary. Mayor Hansen stated that notice of the meeting time, place and agenda was posted at the principal office of the governing body located at 76 North 200 West and was provided to the Millard County Chronicle/Progress, the local radio station, KNAK, and to each member of the City Council by personal delivery two days prior to the meeting.

MINUTES

The proposed minutes of a regular City Council meeting held April 10, 1989, were presented for consideration and approval. The Council reviewed the minutes briefly and proposed corrections. Council Member Gayle Bunker MOVED that the minutes be approved as corrected. The motion was SECONDED by Council Member Don Dafoe. Mayor Hansen asked if there were any further comments or questions regarding the motion. There being none, she called for a vote. The motion passed unanimously.

ACCOUNTS PAYABLE

The Council reviewed the accounts payable, a list of which had been given to them two days prior to the meeting. Following a brief discussion of the accounts payable, Council Member Don Dafoe MOVED that the accounts payable be approved for payment as listed in the amount of \$54,992.66, also the Delta City Fire Department Accounts Payable in the amount of \$4,468.97. The motion was SECONDED by Council Member David Church. Mayor Hansen asked if there were any further comments or questions regarding the motion. There being none, she called for a vote. The motion passed unanimously.

OLD BUSINESSROBERT PENDRAY: AMENDMENT TO PLAT N, PENDRAY SUBDIVISION

Robert Pendray was not in attendance at this meeting. However, Mayor Hansen and the Council discussed a proposed amendment to Plat N of the Pendray Subdivision.

Council Members concurred that they would not consider an amendment to Plat N of the Pendray Subdivision until Mr. Pendray proceeds with the improvements previously discussed, i.e. weed control, open basement enclosure, adequate drainage and fencing.

Public Works Director Neil Forster reminded the Council of a Trust Deed Delta City received in lieu of cash from Pendrays to ensure that all improvements to the subdivision plats would be completed.

The Council instructed Attorney Richard Waddingham and Public Works Director Neil Forster to research the Trust Deed to determine the property involved.

The Council also recommended that Robert Pendray be contacted to see when he plans to make the improvements in the subdivision.

This item was tabled until the next regular City Council meeting.

PUBLIC WORKS DIRECTOR NEIL FORSTER: DEDICATION OF TOPAZ BLVD. TO DELTA CITY/WATER & SEWER EASEMENTS

Mayor Hansen Public Works Director Neil Forster to address the Council.

Public Works Director Neil Forster asked the Council for their recommendation regarding the dedication of Topaz Boulevard and water and sewer easements to Delta City.

Mr. Forster reviewed with the Council a breakdown of the cost to upgrade Topaz Boulevard to Delta City standards. The cost for

Material is \$300, the cost for Repair is \$1,520, the cost to Prepare and Chip Seal is \$1,875, for a total cost of \$3,395.

Following brief discussion Council Member Don Dafoe MOVED to accept dedication of Topaz Boulevard and the water and sewer easements and that Delta City will require the installation of curb and gutter along the north side of Topaz Boulevard when any improvements are constructed on the north side of Topaz Boulevard. The motion was SECONDED by Council Member David Church. Mayor Hansen asked if there were any further comments or questions regarding the motion. There being none, she called for a vote. The motion passed unanimously.

PUBLIC WORKS DIRECTOR NEIL FORSTER: PAYMENT FOR WEST DELTA ANNEXATION MAP

Mayor Hansen asked Public Works Director Neil Forster to address the Council regarding payment for the West Delta Annexation Map prepared by Jim Edwards,

Public Works Director Neil Forster displayed a West Delta Annexation Map prepared by Jim Edwards, Surveyor, and presented an invoice in the amount of \$1,145 for the map.

Mr. Forster asked the Council for their recommendation as to which account payment for the map should be issued from. The Council concurred that payment should be drawn from the City Council budget. This payment is to be included in the May 8, 1989 Accounts Payable.

Attorney Richard Waddingham explained that the annexation petition and map should be filed with the City Recorder's office. A resolution has to be prepared to allow Delta City to utilize the petition and map for policy declaration. A public hearing is then required, after which the resolution can be adopted by the City Council.

PUBLIC WORKS DIRECTOR NEIL FORSTER: NEIGHBORHOOD PARK PROPOSAL

Mayor Hansen asked Public Works Director Neil Forster to address the Council regarding Little League ballgames at the Neighborhood Park.

Public Works Director Neil Forster asked the Council for direction in scheduling and rearranging the Neighborhood Park.

Where Soccer games are played at the Neighborhood Park during the Spring and the Fall, the Council felt that there would not be conflict in letting the Little League play baseball on the fields in the summer.

The Council agreed to temporary home run fences on the fields and the installation of a permanent backstop for the new field to be prepared. (The backstop only will be dismantled from the Rancho Mobile Home Park and installed in the Neighborhood Park.) Also, the light pole in the Neighborhood Park where the second field is to be prepared is to be removed and stored at the City Shop.

MAYOR RUTH HANSEN: 1989 DITCH TAX & IRRIGATION WATER RATES

Mayor Hansen said that the present Ditch Tax User Fee is \$25 and the Irrigation Water Rental fee is \$10 per share. She recommended that, in order to adequately cover costs, the Ditch Tax User Fee be raised to \$30 and the Irrigation Water Rental fee be changed to \$7.50 per acre foot.

Following brief discussion, Council Member David Church MOVED that the Ditch Tax User Fee for 1989 be \$30 and the Irrigation Water Rental Fee be \$10 per acre foot. The motion was SECONDED by Council Member Gayle Bunker. Mayor Hansen asked if there were any further comments or questions regarding the motion. There being none, she called for a vote. The motion passed unanimously.

Attorney Waddingham was instructed to prepare a resolution, if one is not on file, establishing the above rates.

COUNCIL MEMBER REX HARRIS: ABOVE GROUND FUEL STORAGE TANKS

Mayor Hansen asked Council Member Rex Harris to address the subject of Above Ground Fuel Storage Tanks.

Councilman Harris reminded the Council that all fuel storage tanks are going to be required by law to be placed above ground and asked the Council what kind of regulations they want to impose for above ground fuel storage tanks within Delta City.

Following discussion of the issue, Mayor Hansen asked Attorney Richard Waddingham to research the requirements, etc. and report back to the City Council.

ATTORNEY RICHARD WADDINGHAM: APPOINT ATTORNEY LERAY JACKSON AS PUBLIC DEFENDER

Mayor Hansen asked Attorney Richard Waddingham to address the Council.

Attorney Richard Waddingham said that he contacted Attorney LeRay Jackson and he is interested in being the Public Defender for Delta City at the rate of \$60 per hour plus expenses, which include copies, telephone, travel and meals.

Council Member Don Dafoe MOVED to appoint LeRay Jackson as Delta City's Public Defender. The motion was SECONDED by Council Member David Church. Mayor Hansen asked if there were any further comments or questions regarding the motion. There being none, she called for a vote. The motion passed unanimously.

OTHER BUSINESS

Council Member Don Dafoe asked about a Public Hearing held regarding a road to be built east of the Delta Municipal Airport.

Council Member Don Dafoe asked if the Council wanted to take a position regarding the food sales tax issue. No action was taken.

Mayor Hansen reported that 10 cities have joined together in an effort to collect sales tax owed to them by Deon Dove. She said that there is action going forward that will result in better handling of the money in the State Tax Commission.

Mayor Hansen asked for suggestions for a time to hold a Budget Work Session. May 1, 1989, 5:00 p.m. was decided upon.

Mayor Hansen asked if there were any further comments, questions or items to be discussed. There being none, Council Member David Church MOVED to adjourn. The motion was SECONDED by Council Member Gayle Bunker. Mayor Hansen asked if there were any further comments or questions regarding the motion. There being none, she called for a vote. The motion passed unanimously. Mayor Hansen declared the meeting adjourned at 8:30 p.m.


RUTH HANSEN, Mayor


DOROTHY JEFFERY
Delta City Recorder

MINUTES APPROVED: SCCM 5-08-89